



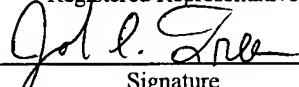
I hereby certify that this correspondence is being deposited with the United States Postal Service, with sufficient postage, as first class mail in an envelope addressed to:

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313
on February 23, 2004

Date of Deposit

John C. Freeman, Reg. No. 34,483

Name of applicant, assignee or
Registered Representative



Signature

February 23, 2004

Date of Signature

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MAR 03 2004

Case No. 10544/169

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Vladimir Protopopov

Serial No.: 10/035,025

Examiner: Keaney, Elizabeth M.

Filed: December 28, 2001

Group Art Unit: 2882

For: DARK-FIELD PHASE
CONTRAST IMAGING

**NOTICE OF APPEAL FROM THE EXAMINER
TO THE BOARD OF PATENT APPEALS AND INTERFERENCES**

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

Applicant hereby appeals to the Board of Appeals from the decision dated August 21, 2003 of the Examiner finally rejecting Claims 1-17 and 19-25.

The item(s) checked below are appropriate:

03/03/2004 AWONDAF1 00000064 10035025

330.00 OP

01 FC:1401

1. An extension of time to respond to the final rejection was granted on February 23, 2004 for three months.
2. A timely response to the final rejection has been filed, as provided in 841 O.G. 1411.
3. Fee \$330.00 Other than a Small Entity
 Enclosed
 Not required (Fee paid in prior appeal)
 Charge to Deposit Account No. 23-1925 (One additional copy of this Notice enclosed herewith)
 The Commissioner is hereby authorized to charge payment of any additional filing fees required under 37 CFR § 1.16 and any patent application processing fees under 37 CFR § 1.17 associated with this communication or credit any overpayment to Deposit Account No. 23-1925. A duplicate copy of this sheet is enclosed.
4. I hereby petition under 37 CFR § 1.136(a) for any extension of time required to ensure that this paper is timely filed. Please charge any associated fees which have not otherwise been paid to Deposit Account No. 23-1925. A duplicate copy of this sheet is enclosed.

Respectfully submitted,

Dated: February 23, 2004


John C. Freeman
Registration No. 34,483
Attorney for Applicant

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